

MEMORANDUM

Agenda Item No. 10(A)(3)

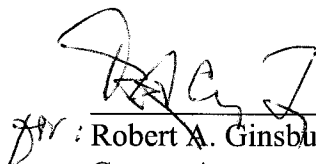
TO: Hon. Chairperson Barbara Carey-Shuler, Ed.D.
and Members, Board of County Commissioners

DATE: June 8, 2004

FROM: Robert A. Ginsburg
County Attorney

SUBJECT: Resolution relating to a
monthly construction change
order report

The accompanying resolution was prepared and placed on the agenda at the request of Commissioner Jose "Pepe" Diaz.



for : Robert A. Ginsburg
County Attorney

RAG/jls




MEMORANDUM

(Revised)

TO: Hon. Chairperson Barbara Carey-Shuler, Ed.D.
and Members, Board of County Commissioners

DATE: June 8, 2004

FROM: 
Robert A. Ginsburg
County Attorney

SUBJECT: Agenda Item No. 10(A)(3)

Please note any items checked.

- ☐ "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Bid waiver requiring County Manager's written recommendation
- ☐ Ordinance creating a new board requires detailed County Manager's report for public hearing
- ☐ Housekeeping item (no policy decision required)
- ☐ No committee review

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 10(A)(3)
6-8-04

RESOLUTION NO. _____

**RESOLUTION DIRECTING COUNTY MANAGER TO
SUBMIT TO THE BOARD MONTHLY CONSTRUCTION
CHANGE ORDER REPORT**

WHEREAS, the Board of County Commissioners is charged with the responsibility of approving change orders to construction contracts; and

WHEREAS, many of those change orders result from orders given in the field to address unforeseen conditions or to remedy errors or omissions in design documents when any applicable contingency account has been exceeded; and

WHEREAS, the Board often considers these change orders at a time when the work has already been fully done, all costs incurred and the contract time expired; and

WHEREAS, these change orders, to the extent that they relate to decisions already made and moneys already spent, do not allow the Board an opportunity for meaningful review and evaluation; and

WHEREAS, the Board does not wish to delay construction but wishes to be informed of situations which are likely to involve change orders at a time in which those situations can be addressed more meaningfully,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that the County Manager is hereby directed to present to this Board for review and approval, commencing 60 days from the date of this resolution, on a monthly basis, a construction contract change order report to contain for any construction project which exceeds \$1 million dollars in cost an itemization of all changes directed, approved or negotiated as soon as reasonably known which in the aggregate

are reasonably estimated to exceed 5 percent of the contract price; a description of the reason for the change; the approximate amount of the projected change order; the County Commission District (s) affected by the work; the number of change orders submitted by each department; the use of notices to cure; compliance with project timelines attributing delay to the responsible party and an estimate of when the change order will be scheduled for approval by the Board of County Commissioners.

The foregoing resolution was sponsored by Commissioner Jose "Pepe" Diaz and was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and the vote was as follows:

Dr. Barbara Carey-Shuler, Chairperson	
Katy Sorenson, Vice-Chairperson	
Bruno A. Barreiro	Jose "Pepe" Diaz
Betty T. Ferguson	Sally A. Heyman
Joe A. Martinez	Jimmy L. Morales
Dennis C. Moss	Dorrian D. Rolle
Natacha Seijas	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 8th day of June, 2004. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

Approved by County Attorney
As to form and legal sufficiency
Hugo Benitez



By: _____
Deputy Clerk